

RESOLUTION 2007-28-S

(4-13-07)

**RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE
ADOPTING CRITERIA AND POLICIES CONCERNING THE REPAIR, REBUILDING AND
REPLACEMENT OF SIDEWALKS IN THE VILLAGE**

WHEREAS, there is a need to clarify policies and criteria for the inspection, repair, rebuilding and replacement of sidewalks in the Village; and

NOW THEREFORE, the Village Board of the Village of Sturtevant, Racine County, Wisconsin does hereby resolve that the following policies and criteria in regard to the repair, rebuilding and replacement of sidewalks in the Village are hereby authorized, adopted and approved:

1. The Sidewalk Inspection and Repair Program would be under the authority and control of the Public Works Supervisor;
2. The Public Works Supervisor will decide which areas of the Village will be inspected and at what dates;
3. Public Works employees will go out and mark defective and unsafe sidewalk squares, record all information and take digital picture if necessary;
4. The Public Works Supervisor will generate letters to the affected landowners which will set forth the elements of the Sidewalk Inspection and Repair Program and describe the options available to the landowner;
5. Owners of defective sidewalks will have the option of replacing the sidewalks, up to Village standards, at the land owner's expense and the land owner will have 30 calendar days in which to make the replacement;
6. The landowner will need a permit from the Village before performing sidewalk replacement work and the landowner must use an approved contractor if the landowner is going to contract the work out and if over 200 square feet of sidewalk has to be replaced, a \$2000.00 surety bond must be posted with the Village to insure proper replacement construction;
7. If the landowner does not replace the designated sidewalk within 30 calendar days of notice, the Village will replace the sidewalks through a third party contractor;
8. If the Village performs the work the landowner shall pay 100% of the costs;

9. If the Village does the work, the landowner will get a bill from the Village;
10. If the cost of the work is under \$300, the bill shall be paid upon invoicing and if not paid the lot will be specially assessed in a lump sum against the property bill with applicable interest;
11. If the bill is over \$300, at the option of the landowner, the special assessment will be spread over three years;
12. Failure of the landowner to pay upon billing will, in the absence of other instructions, be considered an election to pay on the basis of a three year special assessment;
13. The following standards shall be used to identify defective sidewalks:
 - A. Vertical separations of three quarters of an inch or more;
 - B. Horizontal separations of three quarters of an inch or more;
 - C. Holes or depressions of three inches or more in diameter and one half (1/2) inch or more in depth;
 - D. Spalling (aggregate exposed) over 50% of a single square or panel of the sidewalk with one or more depressions of one half (1/2) inch or more in depth;
 - E. A single square or panel of sidewalk cracked in such a manner that no part has a piece greater than one square foot or is cracked in such a manner that it constitutes a danger or potential danger to the public;
 - F. A sidewalk with any part missing to the full depth;
 - G. Settling of sidewalk squares causing a hazard.

Adopted by the Village Board of the Village of Sturtevant, Racine County, Wisconsin,
this 17th day of April, 2007.

Village of Sturtevant

By _____
Steven Jansen, President

Attest _____
Mary Hanstad, Village Clerk